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March 17, 2009

Commissioner for Patents
Mail Stop Petition
Post Office Box 1450
Alexandria, VA 22313-1450

Re: Application Number 09/556,439
Filing Date 4/24/2000
First Named Inventor: John Kenneth Amick
Attorney Docket No. 8006-0019-13
Confirmation No. 7593
Examiner: Paul H. Kang
Art Unit 2444

Facsimile: 571 273 8300

Dear Commissioner:

John Kenneth Amick and Melodie Kleiman are the co-inventors of the above referenced patent. We hereby attest:

On 3/12/09, John Kenneth Amick received your Notice of Abandonment dated 3/9/09, stating that the above referenced application had been abandoned due to non-payment of the issue fee and publication fee.

We had not received written notice that the patent was being granted and therefore we were required to pay an issue fee and publication fee. A copy of our docket is enclosed, showing that we did not receive the written notice that the patent was being granted, along with a request for the applicable fees. A search of our file jacket and docket records indicates that the Office communication was not received.

**APPLICANTS HEREBY PETITION TO WITHDRAW THE HOLDING OF
ABANDONMENT BASED ON FAILURE TO RECEIVE OFFICE ACTION,
PURSUANT TO MPEP 711.03(c) II and 37 CFR § 1.181.**

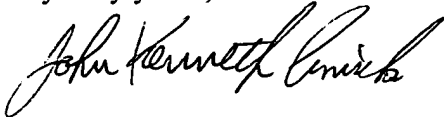
It is our understanding that no fee is required for this Petition.

The entire delay in filing the required reply was unintentional because we did not receive your request for payment of the issue fee and publication fee.

Please set aside the abandonment and send us the applicable notice with your request for fees. Please note: **we are a small entity** and therefore should be charged the small entity fees.

If you need additional information, please do not hesitate to contact us.

Very truly yours,



John Kenneth Amick



Melodie McLennan Kleiman

Enc.



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3 12 09	Received Notice of Abandonment for Failure to Pay Issue Fee
10 24 08	Oath or Declaration
6 13 08	Response after Non-Final Action
7 7 08	Decision re Petition to Make Special - Granted
6 13 08	Petition to Make Special
5 16 08	Notice of Informal or Non-Responsive Amendment
2 11 08	New or Additional Drawing
2 11 08	Response after Non-Final Action
2 11 08	Request for Extension of Time
2 29 08	Petition Decision - Dismissed
2 8 08	Petition
12 13 07	Notice of Informal or Non-Responsive Amendment
8 28 07	Informal or Non-Responsive Amendment after Examiner Action
8 28 07	Response after Non-Final Action
8 28 07	New or Additional Drawing Filed
7 31 07	Notice of Informal or Non-Responsive Amendment
4 19 07	Informal or Non-Responsive Amendment after Examiner Action
4 19 07	Response after Non-Final Action
3 21 07	Notice of Informal or Non-Responsive Amendment
3 2 07	Informal or Non-Responsive Amendment after Examiner Action
3 2 07	Response after Non-Final Action
2 7 07	Notice of Informal or Non-Responsive Amendment
5 28 04	New or Additional Drawing Filed
1 18 07	New or Additional Drawing Filed
1 18 07	Informal or Non-Responsive Amendment after Examiner Action
1 18 07	Response after Non-Final Action
1 18 07	Request for Extension of Time - Granted
7 21 06	Notice of Restarted Response Period
7 21 06	Letter Restarting Period for Response
2 24 06	Correspondence Address Change
2 24 06	Change in Power of Attorney
2 24 06	Petition Decision of Granted Related to Attorney
1 26 06	Petition Entered
1 4 06	Notice of Restarted Response Period
1 4 06	Letter Restarting Period for Response
12 19 05	Correspondence Address Change
8 24 05	Non-Final Rejection
4 20 05	Request for Continued Examination (RCE)
4 20 05	Request for Extension of Time - Granted
10 18 04	Final Rejection
6 3 04	Examiner Interview Summary Record
6 8 04	Response after Non-Final Action
6 8 04	Request for Extension of Time - Granted
5 28 04	Substitute Specification
5 28 04	Amendment Filed
3 17 04	Notice of Informal or Non-Responsive Amendment

3 12 04	Correspondence Address Change
12 26 03	Informal or Non-Responsive Amendment after Examiner Action
12 26 03	Response after Non-Final Action
12 26 03	Request for Extension of Time - Granted
7 28 03	Non-Final Rejection
6 14 01	Correspondence Address Change
6 14 01	Decision on Request for Reconsideration of Petition Decision - Granted
6 13 01	Request for Reconsideration of Petition Decision
6 14 01	Petition Decision - Dismissed
9 28 00	Petition Entered
7 10 00	Correspondence Address Change